

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

July 29, 2011

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 29th day of July, 2011 at 9:00 a.m. in the Commissioners' Room of the Quay County Courthouse, Tucumcari, New Mexico for the purpose of taking care of any business that may come before them.

PRESENT & PRESIDING:

Bill Curry, Chairman
Robert Lopez, Member
Brad Bryant, Member
Richard Primrose, County Manager
Ellen L. White, County Clerk

OTHERS PRESENT:

Cheryl Simpson, Quay County Managers Office
Jeff Gonzales and Joe Schallert, Quay County Sheriff Department
Donald Adams, Quay County Fire Marshall
Larry Moore, Quay County Road Superintendent
T.J. Rich and Chris Birch, Quay County Detention Center
Janie Murray, Quay County Assessor
Becky Wallace, Quay County Health Clinic
Merlinda Turner and Lois Sappington, Altrusa of Tucumcari
Andrea Shafter, Quay County DWI

QUAY COUNTY RESIDENTS:

| | | |
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| Theresa Goldston | Betty Cooper-Coslett | Norma Crellin |
| Sue Dowell | Nick LeCompte | Richard Talley |
| Jessie Robinson | Rex Gray | Dan Cross |
| Suzanne Byrd | | |

The meeting was called to order by Chairman Bill Curry. Jeff Gonzales led the Pledge of Allegiance.

A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the minutes from the July 11, 2011 regular meeting. MOTION carried with all members voting "aye".

Richard Primrose requested the Agenda reflect a Quarterly Report from the Detention Center under Item III and Item I action item be revised to Cease the participation in pursuing the purchase of the Wells Fargo Building by the County, as requested by presenter Sue Dowell and Nick LeCompte.

A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the agenda as with the amendments. MOTION carried with all members voting "aye".

PUBLIC COMMENTS:

Chairman Curry encouraged those in attendance wishing to speak during public comments to keep their comments to a minimum of three minutes to allow ample time for everyone to voice their concerns. Below is a list of those speaking during comments with a brief overview of their concerns regarding the purchase of the Wells Fargo Building by Quay County:

1. Richard Talley stated Petitions being presented today represent a significant amount of the voting public. Talley said he believed the action on behalf of both the County and the City was inappropriate and on the wrong track due to the fact the public was not properly notified.
2. Danford Cross stated there were a lot of properties available without dealing with Wells Fargo and much bigger needs such as improvements to the Detention Center, the archaic Road Department Equipment and curb appeal. Cross also asked why more room was needed anyway.
3. Betty Cooper-Coslett asked the Commissioners to listen to the people who voted for them when they asked the citizens for their vote and support.
4. Sue Dowell requested that if Executive Session includes any business regarding the Bank Building for the Commission to remove it from Executive Session and discuss it in Open Session. Dowell also suggested various locations throughout the City for renovations, remodeling and purchasing.
5. Nick LeCompte stated he had a conversation with Commissioner Bryant regarding this purchase and he is concerned that Bryant stated this information was not supposed to be public.
6. Theresa Goldston asked if someone from the county or associated with the county approach Wells Fargo with this plan.

OLD BUSINESS:

Sue Dowell presented petitions with 1122 signatures from citizens opposing the purchase of the Wells Fargo Building. Dowell stated while gathering signatures she encountered numerous people with questions from citizens regarding road conditions, job opportunities, government agencies acting on issues without the public's knowledge, communication with commissioners, and economic situations.

Nick LeCompte said he was concerned about the County co-mingling offices with the City based on personnel changing throughout the years. LeCompte said based on economic shortfalls, the county will be losing revenue due to cattle being sold and removed from the tax rolls and Wells Fargo building being removed from the tax rolls. LeCompte reiterated the use of already owned buildings by the County and for the Board to vote in favor of ceases this purchase.

A MOTION was made by Brad Bryant to cease the purchase of Wells Fargo building based on public input, the City of Tucumcari withdrawing from the purchase and the economic times. Commissioner Lopez expressed his displeasure with this action as there are people who are

residents who are in favor of the purchase and he represents them as well. Lopez said the petitions were based on un-truths. The MOTION was SECONDED by Commissioner Lopez. MOTION carried with all members voting "aye".

Merlinda Turner and Lois Sappington from Altrusa International of Tucumcari requested use of the Exhibit Center to host their annual Cash Party to be held on October 29. The group also requested the fees associated with the rental of the building be waived. A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the rental of the facility and to waive the fees. MOTION carried with all members voting "aye".

Chairman Curry called for a ten minute recess. Time noted 10:20 – 10:25 A. M.

T. J. Rich, Quay County Detention Center Administrator presented a Contract for services between Quay County and Taos County for housing of female juvenile prisoners. Rich also presented 2010-2011 Annual Report from the Detention Center. A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the Contract and Annual Report. MOTION carried with all members voting "aye". A copy of both Contract and Report are attached and made a part of these minutes.

Becky Wallace, Quay County Family Health Clinic Administrator presented the RPHCA Annual Projections and Narrative for the FY 2012. A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve the Report. MOTION carried with all members voting "aye". A copy is hereby attached and made a part of these minutes.

Wallace extended an invitation to the Quay County Family Health Clinic Open House to be held Thursday, August 4, 2011 at 4:00 P.M.

Andrea Shafer presented the Fourth Quarter Report and Annual Statistics for the Quay County DWI Program for approval. A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve both Reports. MOTION carried with all members voting "aye".

Richard Primrose, Quay County Manager presented the Financial Reports on behalf of the DWI Program and the Grants they utilized. A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve the Report. MOTION carried with all members voting "aye".

Larry Moore, Quay County Superintendent gave the following Road Department report:

1. Mayor Witcher has requested the use of a county easement in a right-of-way to allow the City of Tucumcari to place an effluent water line. It will be adjacent to Quay Roads 64.7, AO, and 65 running approximately 1.1 miles. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the request. MOTION carried with all members voting "aye".
2. Crews have completed work on Quay Road 60 and are moving to AJ, 62 and BH.
3. Attended an RPO Meeting in Eagles Nest on July 20, 2011. The District 4 Engineer informed Moore that assessments of the Bridge on I-40 at Bard have been made and repairs should begin soon. Moore stated a portion of I-40 in Eastern Quay County will be re-constructed soon.

4. Antoinette Tripp is the new District 4 LGRF Representative and Chris Urioste is the new Bridge Inspector.

Richard Primrose, Quay County Manager presented the following report:

1. Presented the Final Financial Report and 4th Quarter Report for FY 2010-2011. A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve said Reports. MOTION carried with all members voting "aye". A copy of said Reports are attached and made a part of these minutes.
2. Presented Resolution No. 2; Authorizing Approval of the 2011-2012 Annual Budget. A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve said Resolution. MOTION carried with all members voting "aye". A copy is hereby attached and made a part of these minutes.
3. Presented the Program Agreement between Quay County and USDA Wildlife Services for the FY 2011-2012. A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve said Agreement. MOTION carried with all members voting "aye". A copy of said Agreement is hereby attached and made a part of these minutes.
4. Provided a summary of Indigent Funding from the State.
5. Presented a letter from the Internal Revenue Service regarding an examination of records.
6. Provided a letter from the US Department of Interior Fish and Wildlife Service regarding the danger of Wind Energy provided by the Whooping Crane Action Group.
7. Delivered a letter from R.Kelly McFarland regarding the Quay Community Center and his efforts to assist them with a 501(c)3 non-profit status.
8. Provided the monthly Gross Receipts Tax report for July.

Chairman Curry called for a ten minute recess. Time noted 11:30 – 11:40 A. M.

9. Reported the Arena and Show Ring at the Fairgrounds have been painted.
10. A Ground-Breaking for the Eastern New Mexico Rural Water Authority will be conducted at Ute Lake on August 11 at 11:35 A.M.
11. An Interstate Stream Commission Meeting will be held on August 9, 2011 in Albuquerque.
12. There will be an Emergency Services Meeting at Trigg Hospital on August 4, 2011 at 11:45 A.M.

A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to go into session as the Indigent Claim Board. MOTION carried with all members voting "aye". Time noted 11:45 A.M.

-----INDIGENT CLAIMS BOARD-----

Return to regular session. Time noted 11:55 A.M.

CHECKS WERE REVIEWED. A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the expenditures as presented. MOTION carried with all members voting "aye". A copy of the expenditure report is attached and made a part of these minutes.

UNDER OTHER BUSINESS:

Primrose stated an easement will be obtained by the County from B & H Ranch, Inc. for placement of the water line to be utilized by Rural District 3.

A MOTION was made by Brad Bryant, SECONDED by Robert Lopez, to go into Executive Session pursuant to the Open Meetings Act 10-15-1(H)7 NMSA to discuss the Purchase, Acquisition or Disposal of Real Property or Water Rights. MOTION carried with Lopez voting "aye", Curry voting "aye" and Bryant voting "aye". Time noted 12:10 P.M.

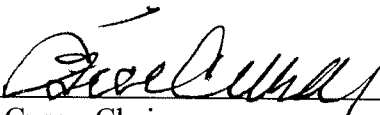
-----EXECUTIVE SESSION-----

A MOTION was made by Robert Lopez, SECONDED by Brad Bryant that the above described items were discussed during Executive Session and no action was taken. MOTION carried with Lopez voting "aye", Curry voting "aye" and Bryant voting "aye".


Return to regular session. Time noted 12:30 P.M.

There being no further business, a MOTION was made by Robert Lopez, SECONDED by Brad Bryant to adjourn the regular meeting of the Board of Quay County Commissioners until the next regular meeting set for August 8, 2011 unless sooner called. MOTION carried with all members voting "aye". Time noted 12:35 P.M.

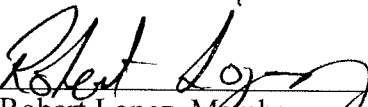
BOARD OF QUAY COUNTY COMMISSIONERS



Bill Curry, Chairman

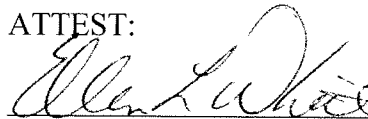


Brad Bryant, Member



Robert Lopez, Member

ATTEST:



Ellen L. White, Quay County Clerk